

January 21 2020 3:23 PM

KEVIN STOCK  
COUNTY CLERK  
NO: 20-2-04397-0

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
FOR THE COUNTY OF PIERCE

LISA C. ARNETTE,

Plaintiff,

vs.

WALMART, INC., a foreign profit  
corporation,

Defendant.

NO.

COMPLAINT FOR DAMAGES

COMES NOW the plaintiff, LISA C. ARNETTE, by and through her attorney of record, The  
Law Offices of J. Michael Koch & Associates, and claims against the defendant as follows:

**I. JURISDICTION AND VENUE**

1.1 The parties and subject matter herein are subject to the jurisdiction of this Court.

1.2 The defendant, WALMART, INC., is a foreign profit corporation,  
conducting business in Pierce County, State of Washington.

1.3 Venue is appropriate under RCW 4.12.025 (1).

**II. STATUS OF THE PARTIES**

2.1 The plaintiff, LISA C. ARNETTE, was at all times material to this complaint a resident  
of Kitsap County, State of Washington.

2.2 The defendant, WALMART, Inc., was at all times material to this complaint, a foreign profit corporation, conducting business in Pierce County, State of Washington.

### III. FACTS

3.1 On January 1, 2018, plaintiff, LISA C. ARNETTE, was a customer at defendant, WALMART, INC., store located at 6797 State Highway 303 NE, Bremerton, Washington.

3.2 As plaintiff, LISA C. ARNETTE, attempted to enter the defendant, WALMART store, she suddenly and without warning, was tripped by an unsafe floor surface and fell to the floor.

3.3 Plaintiff, LISA C. ARNETTE, fell hard unto the floor of the defendant, WALMART Store, and suffered severe injuries.

### IV. CAUSE OF ACTION

4.1 The plaintiff, LISA C. ARNETTE, hereby incorporates all allegations of paragraph 1.1 through 3.3 as though fully set forth herein.

4.2 The defendant, WALMART, Inc., owed a duty to plaintiff, LISA C. ARNETTE, to maintain their premises in a reasonably safe condition, and failed to do so.

4.3 Defendant, WALMART, Inc., breached its duty to plaintiff, LISA C. ARNETTE, by acting negligently in the following manner:

- a) failing to exercise ordinary care to correct a hazardous condition; and
- b) failing to exercise ordinary care to warn of a hazardous condition; and
- c) failing to provide safe premises for their business invitees; and
- d) being otherwise negligent.

**V. DAMAGES**

5.1 As a direct and proximate cause of the negligent conduct of defendant, WALMART, INC., the plaintiff, LISA C. ARNETTE, has sustained:

- a) bodily injuries and disability, the full extent and nature of which will be shown at the time of trial; and
- b) medical and injury related expenses incurred to date and to be incurred in the future, the full extent and nature of which will be shown at the time of trial; and
- c) loss of earning capacity, the extent of which will be shown at the time of trial; and
- d) emotional distress, pain and suffering, past, present, and future, the full extent and nature of which will be shown at the time of trial; and
- e) loss of enjoyment of life, the full extent and nature of which will be shown at the time of trial; and
- f) general damages which will fully and fairly compensate plaintiff for the nature and extent of injuries and damages in an amount which will be shown at the time of trial.

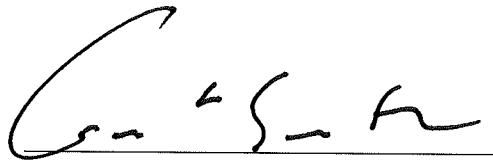
**VI. DEMAND FOR RELIEF REQUESTED**

WHEREFORE. Plaintiff prays for judgment as follows:

1. For Plaintiff's special and general damages in a sum to be proven at the time of trial; and
2. For Plaintiff's statutory fees, taxable costs and disbursements herein; and

3. For such other and further relief, as to the Court shall deem equitable in the premises.

DATED this 17<sup>th</sup> day of January, 2020.

A handwritten signature in black ink, appearing to read 'Grant Smith', written over a horizontal line.

Grant Smith, WSBA# 24676  
Attorney for Plaintiff